

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

---

RD-6665

DANIEL WIRSHUP,

Plaintiff,

-against-

**NOTICE OF EXHIBIT  
BEING FILED IN  
HARDCOPY**

SUFFOLK COUNTY POLICE DEPARTMENT;  
THOMAS J. SPOTA; SUFFOLK COUNTY  
DISTRICT ATTORNEY'S OFFICE; ASSISTANT  
DISTRICT ATTORNEYS JANE AND JOHN  
DOES "1"- "5," KEVIN WARD, JOHN SCOTT  
PRUDENTI, and CHRISTOPHER NICCOLINO;  
DETECTIVES/POLICE OFFICERS TOM  
ICAPELLI, ROBERT AMATO, RAYMOND  
FELICE and JOHN AND JANE DOES "1"- "5," and  
THE COUNTY OF SUFFOLK,

**CV05-4086 (ERK)(ARL)**

Defendants.

---

Exhibit labeled "8", in support of the County Defendants' Motion Pursuant to Rule 56 and 56.1, which was electronically filed on February 5, 2009, and assigned Document Number 36, is being filed in hard copy and will be maintained in the case file in the Clerk's Office.

DATED: Hauppauge, New York  
February 5, 2009

CHRISTINE MALAFI  
Suffolk County Attorney  
*Attorney for Defendants*  
100 Veterans Memorial Highway  
Hauppauge, New York 11788  
(631) 853-4045

---

Richard T. Dunne/RD-6665  
Assistant County Attorney

TO: Bruce A. Barkett, Esq.  
Attorney for Plaintiff  
Law Offices of Bruce A. Barkett, P.C.  
666 Old Country Road, Suite 600  
Garden City, NY 11530